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Date: April 22, 2004

Docket No.: 2173-0106PUS2

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 08/952,741 filed on November 25,
1997, the entire contents of which are hereby incorporated by
reference,
by

Yuji HATADA; Katsuya OZAKI; Katsutoshi ARA; Shuji KAWAI; and
Susumu ITO

for

GENE ENCODING ALKALINE LIQUEFYING ALPHA-AMYLASE

1. Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).

2. The filing fee has been calculated as follows:

		LARGE ENTITY	SMALL ENTITY
	BASIC FEE	\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE
TOTAL CLAIMS	9-20 =	0	x 18 = \$0.00
INDEPENDENT CLAIMS	4-3 =	1	x 86 = \$86.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00
		TOTAL	\$856.00
			\$0.00

3. A check in the amount of \$856.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Enclosed is/are four (4) sheet(s) of formal drawings and/or photographs.
- 6a. A statement claiming small entity status was filed in prior Application No. 08/952,741 on _____. See the attached copy of the statement claiming small entity status.
- 6b. The current application qualifies for small entity status.
7. The prior application is assigned to KAO CORPORATION.
8. A Preliminary Amendment is enclosed.
- 9a. Priority of Application No(s). _____ filed in _____ on _____ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on _____.
- 9b. Priority of International Appln. PCT/JP96/01647 filed on June 14, 1996 under the Patent Cooperation Treaty and Japanese Application No. 147257/1995 filed in Japan on June 14, 1995 under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
11. Address all future communications to:

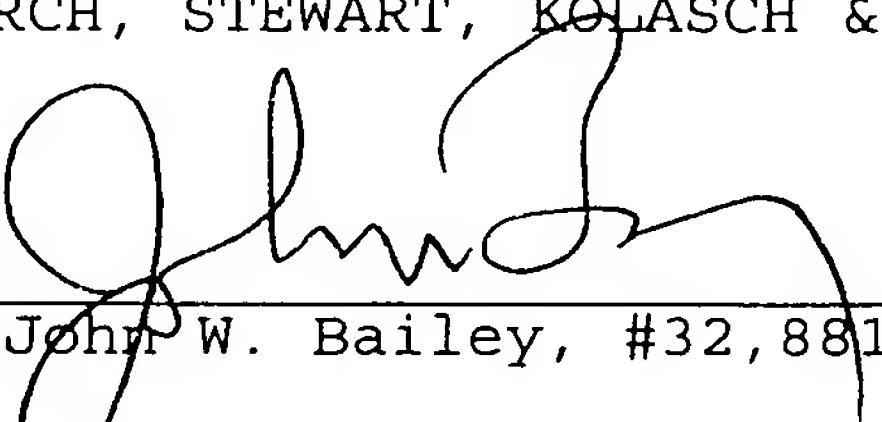
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or
Customer No. 02292
12. An extension of time for _____ month(s) until _____ has been submitted in parent Application No. 08/952,741 in order to establish co-pendency with the present application.
13. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


John W. Bailey, #32,881

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Attachment(s)

(Rev. 02/13/2004)